

**MINUTES OF THE PUBLIC MEETING OF THE UTAH COUNTY COMMISSION FEBRUARY 22, 2016 IN THE COMMISSION CHAMBERS OF THE COUNTY BUILDING AT 147 EAST MAIN, VERNAL, UTAH. MEETING COMMENCED AT 11:01 AM.**

**PARTICIPANTS:** COMMISSIONERS WILLIAM STRINGER AND MICHAEL MCKEE. MARK RAYMOND, EXCUSED.

**ATTENDANCE:** ROBERT BARNHILL, MATT CAZIER, MICHAEL WILKINS, ETHAN SCHOENFELD, HYRUM ROUSSEAU, BETTY JO CHACON, DANETTE BROOKS, JC BREWER, STEVE EVANS, LAURIE KREMIN, ALISE TERRILL, DANIEL TURNER, MIKEL SMUIN, JEFF ALLEN, MECHELLE MILLER, TAL EHLERS, CHERYL MEIER, ANNIE SMITH, KELLY HAYS, JON STEARMER, ED SPANN, JOEL BROWN, MARK WATKINS, ED ZURBUCHEN, TROY OSTLER, AARON AVERETT, ADAM MASSEY, AND GAWAIN SNOW.

MINUTES RECORDED BY TAI BRUCKNER

**PRAYER** GIVEN BY MICHAEL WILKINS

**PLEDGE OF ALLEGIANCE** LED BY CHERYL MEIER

**APPROVAL OF REGULAR COMMISSION MINUTES FEBRUARY 8, 2016**

**WARRANTS** DATED FEBRUARY 11, 2016 IN THE AMOUNT OF \$530,888.71 AND FEBRUARY 18, 2016 IN THE AMOUNT OF \$349,680.21 WERE APPROVED AS PRESENTED.

**TAX MATTERS:** DANETTE BROOKS

THE ASSESSORS OFFICE IS REQUESTING A REFUND TO JACK L NIEMAND IN THE AMOUNT OF \$99.83 FOR TAX YEAR 2016 ON MOBILE HOME #2189. HE PAID THE PERSONAL PROPERTY TAX BUT THE APPROVAL FOR THE CIRCUIT BREAKER WAS NOT ENTERED CORRECTLY AND HE SHOULD NOT HAVE PAID ANYTHING.

COMMISSIONER STRINGER MOVED TO APPROVE THE TAX REFUND AS PRESENTED. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

**UINTAH FFA CHAPTER**

HYRUM ROUSSEAU AND ETHAN SCHOENFELD FROM THE UTAH HIGH FFA CHAPTER PRESENTED THE NATIONAL FFA WEEK PROCLAMATION. THERE ARE 160 – 200 STUDENTS IN AN AGRICULTURAL EDUCATION COURSE AND THERE IS ONLY ONE TEACHER. 70 OF THESE STUDENTS ARE FFA DUE PAYING MEMBERS. APPROXIMATELY 70% OF THESE MEMBERS ARE FEMALE. FFA WEEK IS TO HONOR AND RECOGNIZE THE ACHIEVEMENTS OF FFA MEMBERS. THERE ARE MANY ACTIVITIES PLANNED THROUGH THE SCHOOL AND COMMUNITY. EDUCATION AND INFORMATION IS AVAILABLE. FFA WEEK IS FEBRUARY 20<sup>TH</sup> THROUGH 27<sup>TH</sup>.

COMMISSIONER MCKEE EXPRESSED HIS APPRECIATION TO THE FFA CHAPTER. ACTING AS COMMISSION CHAIR TODAY, HE PROCLAIMED FEBRUARY 20<sup>TH</sup> THROUGH 27<sup>TH</sup> AS NATIONAL FFA WEEK. AGRICULTURE IS AN IMPORTANT PART OF THE ECONOMY AND HERITAGE OF UTAH COUNTY. HE APPRECIATES THEIR LEADERSHIP.

ED ZURBUCHEN ASKED THE STUDENTS IF THEY WERE GOING TO BE ATTENDING A NATIONAL COMPETITION AND WHERE IT IS TO BE HELD. NORMALLY IT IS HELD IN LOUISVILLE, KENTUCKY BUT IT MAY BE IN INDIANAPOLIS THIS YEAR. THEY HAVE NOT PLACED IN A COMPETITION IN ORDER TO ATTEND IT THIS YEAR. ETHAN ATTENDED LAST YEAR AS A PART OF THE PARLIAMENTARY PROCEDURE TEAM. IT WAS A GREAT EXPERIENCE. HE ATTENDED A COUPLE OF WORKSHOPS REGARDING LEADERSHIP AND THE EFFECT ON AGRICULTURE.

**BUSINESS LICENSES: ROBERT BARNHILL**

KIM MARTINSEN, OWNED BY KIM MARTINSEN – SOLE PROPRIETER, LOCATED AT 4665 WEST PAINTED HILLS DRIVE, VERNAL IN RA-1 ZONING. HE IS A GENERAL CONTRACTOR. THIS WILL BE A HOME OFFICE AND THE FILE CONTAINS A COPY OF THE STATE LICENSE. APPROVAL RECOMMENDED WITH THE CONDITIONS TO FOLLOW ALL RA-1 ZONING NAD HOME BUSINESS REGULATIONS.

NEVER ENDING CYCLE LAUNDROMAT, OWNED BY LISA EVANS, LOCATED AT 3538 WEST 1350 NORTH, VERNAL IN C-1 ZONING. THIS IS AN EXISTING LAUNDROMAT WITH A NEW OWNER. THIS IS NEXT TO THE MAESER 7-11. THEY HAVE THE NECESSARY INSPECTIONS DONE AND ALL IS IN ORDER. APPROVAL RECOMMENDED WITH THE CONDITIONS TO FOLLOW ALL C-1 ZONING REGULATIONS.

CCC GROUP INC IS ACTUALLY LOCATED IN SAN ANTONIO, TEXAS BUT WILL BE DOING BUSINESS IN UINTAH COUNTY. THEY DO INDUSTRIAL AND ROAD CONSTRUCTION. THEY HAVE PROVIDED THE NECESSARY PAPERWOK. APPROVAL RECOMMENDED WITH THE CONDITION TO FOLLOW ALL COUNTY REGULATIONS.

COMMISSIONER MCKEE EXPRESSED HIS CONCERN WITH NOT HAVING A LOCATION HERE BUT NEEDING EQUIPMENT. ROBERT BARNHILL NOTED THEY DO NOT HAVE TO HAVE A LICENSE IN UINTAH COUNTY BUT MANY TIMES THE CONTRACTS THEY ENTER INTO REQUIRE IT. THEY DO HAVE TO HAVE A STATE LICENSE TO DO BUSINESS IN UTAH. ALL THE EQUIPMENT WILL BE LOCATED AT THE JOB SITE. THEY COULD FIND A SPACE TO LEASE THAT IS IN AN APPROVED INDUSTRIAL LOCATION. THIS APPROVAL WOULD NOT ALLOW THEM TO HAVE A BUSINESS LOCATION IN UINTAH COUNTY.

JOEL BROWN, CHAMBER OF COMMERCE, INDICATED HE SPOKE WITH JOHN LANE WITH THE CCC GROUP. HE EXPLAINED THEY ARE BUILDING THE NEW TESORO COMPRESSOR STATION OFF GLEN BENCH ROAD. THEY DO NOT PLAN TO HAVE AN OFFICE HERE. THEY WILL BE HERE THE NEXT SIX TO TWELVE MONTHS. ROBERT INDICATED HE WOULD BE HAPPY TO EDIT THE LETTER SENDING WITH THE LICENSE TO CLARIFY THE LICENSE DOES NOT APPROVE A BUSINESS LOCATION, SIMPLY ALLOWS THEM TO DO WORK ON THE JOB SITE. THIS IS SUFFICIENT.

DINOSAUR RIVER EXPEDITIONS, OWNED BY TYLER CALLANTINE, LOCATED AT 2279 NORTH VERNAL AVENUE IN C-1 ZONING. THIS IS A HOME BASED BUSINESS. THEY HAVE A LARGE OUTBUILDING FOR STORING SUPPLIES. THE CODE REQUIRES EQUIPMENT TO BE OUT OF THE FRONT YARD. THEY DO LOCAL RIVER TRIPS. EVERYTHING APPEARS TO BE IN ORDER. APPROVAL RECOMMENDED WITH THE CONDITIONS TO FOLLOW ALL C-1 ZONING AND HOME BUSINESS REGULATIONS.

CORNERSTONE OUTFITTERS, OWNED BY ANNEKA EVANS, LOCATED AT 1584 EAST 3500 SOUTH, VERNAL IN RA-1 ZONING. THEY HELP OUTFIT PEOPLE FOR CAMPING, HUNTING, AND RECREATIONAL ACTIVITIES AND GUIDES. THIS IS A HOME BASED BUSINESS AND EVERYTHING APPEARS TO BE IN ORDER. APPROVAL RECOMMENDED WITH THE CONDITIONS TO FOLLOW ALL RA-1 AND HOME BUSINESS REGULATIONS.

FACTORY DIRECT WAREHOUSE, OWNED BY DARYL AND LANIE HANCOCK, LOCATED AT 450 SOUTH 1000 EAST, VERNAL IN I-1 ZONING. THIS IS NORTH OF THE AIRPORT. THE FACILITY HAS BEEN INSPECTED AND RECEIVED THE APPROPRIATE SIGNATURES. ALL IS IN ORDER. IT IS NOT A NEW BUILDING. THIS IS A NEW BUSINESS LICENSE. APPROVAL RECOMMENDED WITH THE CONDITION TO FOLLOW ALL I-1 ZONING REGULATIONS.

COMMISSIONER STRINGER MOVED TO APPROVE THE BUSINESS LICENSES WITH THE RECOMMENDED CONDITIONS AS PRESENTED. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

**CEMETERY CERTIFICATES: MICHAEL WILKINS**

ROY PHILLIPS AND LAEL PHILLIPS JT HAVE EXCHANGED BLOCK 214 SPACES 3 & 4 IN THE ROCK POINT CEMETERY FOR BLOCK 332 LOT C SPACES 3 & 4 IN THE ROCK POINT CEMETERY.

DEL GOODWIN AND CAROLYN GOODWIN ARE SELLING BACK TO UTAH COUNTY BLOCK H51 LOT 1 SPACE 4 IN THE VERNAL MEMORIAL PARK CEMETERY.

DANIEL HEINER AND CATHY HEINER JT PURCHASED BLOCK 333 LOT C SPACES 17 – 22 AND BLOCK 333 LOT B SPACES 22 – 24 IN THE ROCKPOINT CEMETERY FOR THE SUM OF \$2,700.

CATHY BILBEY AND CURT BILBEY JT PURCHASED LOT 259 SPACES 21, 22, AND 23 IN THE VERNAL MEMORIAL PARK CEMETERY FOR THE SUM OF \$900.

GLADE HOLMES AND DARLENE HOLMES JT BLOCK 333 LOT A SPACES 1-6 IN THE ROCK POINT CEMETERY FOR THE SUM OF \$1,800.

COMMISSIONER STRINGER MOVED TO APPROVE THE CEMETERY CERTIFICATES AND CHANGES AS PRESENTED. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

#### **ACCEPTANCE AND APPROVAL OF THE 2016 LEPC HAZARDOUS MATERIALS PLANNING GRANT ALLOCATION**

TAL EHLERS ADDRESSED THE MEETING. THE COUNTY HAS RECEIVED A GRANT IN THE AMOUNT OF \$2,765.21. THE COUNTY IS REQUIRED TO DO A 20% MATCH, WHICH IS \$691.36. THIS MATCH IS SLATED TO COME OUT OF THE OFFICE OF EMERGENCY MANAGEMENT BUDGET AND IS ALREADY ALLOCATED. THE GRANT FUNDS ARE USED IN THE COMMUNITY FOR OUTREACH AND EDUCATION REGARDING HAZARDOUS MATERIALS THAT DO EXIST IN THE COMMUNITY. SOME FUNDS ARE USED FOR A BASIC DISASTER LIFE SUPPORT CLASS FOR CHEMICAL INCIDENTS.

COMMISSIONER STRINGER MOVED TO RATIFY THE LEPC GRANT AND AUTHORIZE SIGNATURES. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

#### **CAN DO CREW RECYCLING AGREEMENT**

LOREN ANDERSON HAS WORKED WITH LAURIE KREMIN TO FINISH THE AGREEMENT FOR RECYCLING SERVICES BY THE CAN DO CREW. THIS IS THE SAME BASIC CONTRACT WE HAVE HAD WITH THE EXCEPTION OF PLASTICS THAT CONTAIN FOODS. THIS IS A HEALTH HAZARD AND THEY HAVE BEEN ADVISED NOT TO WORK WITH THEM. THE ANNUAL AMOUNT IS \$11,550. THE CLEANING CONTRACTS HAVE ALREADY BEEN DONE.

COMMISSIONER STRINGER MOVED TO APPROVE THE CAN DO CREW RECYCLING AGREEMENT AS PRESENTED AND AUTHORIZE SIGNATURES. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

#### **COMMUNITY DEVELOPMENT:**

**CONDITIONAL USE PERMIT: PENNY LANE FURNITURE/MIKE ADAMS – A CARPENTRY BUSINESS AT 525 NORTH 2500 WEST, VERNAL. SERIAL NUMBER 04:110:0023**

MATT CAZIER PRESENTED THE CUP FOR APPROVAL. THEY HAVE .17 ACRES IN C-1 ZONING. THIS IS NORTH OF THE MAESER 7-11. IT IS SURROUNDED BY C-1 ZONING. THERE IS SOME R-3 AND R-1 ZONING TO THE EAST AND THE REST OF THE ZONING IN THE AREA IS RA-1 ZONING. THEY CURRENTLY RUN A FIRE EXTINGUISHER BUSINESS OUT OF THIS LOCATION. THEY WOULD LIKE TO ADD THE MANUFACTURING OF OUTDOOR FURNITURE. THEY CAME IN A FEW WEEKS AGO FOR A BUSINESS LICENSE AND IT WAS GRANTED BUT THEY HAVE TO GET THIS DONE AS WELL. THE BUILDING INSPECTORS AND THE FIRE DISTRICT REVIEWED THE BUILDING TOGETHER. SO LONG AS THEY CONTINUE WITH THE SCOPE THEY CURRENTLY HAVE, THERE SHOULDN'T BE ANY PROBLEMS. IF THEY EXPAND THE BUSINESS THEY WILL NEED UPGRADES TO THE BUILDING. THEY USE SAWS AND SANDERS. THERE IS AN ASSEMBLY AREA AND A STORAGE AREA. PLANNING COMMISSION DID NOT HEAR ANY PUBLIC COMMENTS AND RECOMMENDED APPROVAL WITH THE FOLLOWING CONDITIONS: 1. OPERATE AT THE CURRENT LEVEL, ANY EXPANSION WOULD REQUIRE REAPPROVAL; 2. HOURS OF OPERATION FOR RETAIL SALES SHOULD BE MONDAY THROUGH SATURDAY 8 AM TO 5 PM; 3. MAINTAIN THE DESIGNATED PARKING; 4. NO PAINTING OR STAINING OF THE FURNITURE IS

ALLOWED; 5. NO MECHANICAL VENTILATION TO THE OUTSIDE. THIS PASSED WITH A THREE TO TWO VOTE. THE TWO OPPOSED DID SO BECAUSE OF THE HOURS OF OPERATION RESTRICTIONS.

COMMISSIONER MCKEE WANTS TO BE BUSINESS FRIENDLY SO HE ASKED WHY THE RECOMMENDATION THEY NOT EXPAND WITHOUT ADDITIONAL APPROVAL. THIS IS DUE TO THE BUILDING AND ITS PREVIOUS USE. THEY WOULD HAVE TO MAKE IMPROVEMENTS TO THE BUILDING IN ORDER TO ADD PAINTING OR STAINING. THEY WILL ALSO HAVE TO HAVE APPROVAL TO USE MORE OF THE SPACE IN THE BUILDING FOR THIS BUSINESS. JON STEARMER WAS CONCERNED WITH THE WORDING. THE AMOUNT OF FURNITURE THEY PRODUCE IS NOT AS MUCH OF A CONCERN AS THE SCOPE AND THE SQUARE FOOTAGE EXPANSION OF THE BUSINESS. THERE SHOULD BE CLEAR INTENT OF WHAT IS CONSIDERED EXPANIDNG.

THE ZONING DOES NOT RESTRICT THE HOURS OF OPERATION BUT THESE WERE THE HOURS INDICATED ON THE APPLICATION. THESE DO NOT LIMIT THE CONSTRUCTION HOURS. NONE OF THE WORK IS BEING DONE OUTSIDE. THEY HAVE A LIMITED AMOUNT OF SPACE. IT IS IMPORTANT THEY MAINTAIN THE CURRENT AMOUNT OF PARKING.

COMMISSIONER STRINGER MOVED TO APPROVE THE CONDITIONAL USE PERMIT AND AUTHORIZE SIGNATURES WITH THE FOLLOWING CONDITIONS: 1. EXPANSION OF THE SCOPE, PROCESS, OR SQUARE FOOTAGE OF THE BUSINESS MUST HAVE PRIOR APPROVAL; 2. MAINTAIN THE DESIGNATED PARKING; 3. NO PAINTING OR STAINING OF THE FURNITURE IS ALLOWED; 4. NO MECHANICAL VENTILATION TO THE OUTSIDE; 5. MUST MAINTAIN A CURRENT BUSINESS LICENSE. COMMISSIONER MCKEE SECONDED. MOTION PASSED ALL IN FAVOR.

**GRANT APPLICATION FOR AIRPORT RUNWAY RECONSTRUCTION PROJECT, AIP 33.**

THIS SHOULD BE STRICKEN FROM THE AGENDA AS IT DOES NOT HAVE TO BE APPROVED BY COMMISSION, IT IS A GRANT APPLICATION.

**UTAH CONSTRUCTION AND DESIGN AWARD TO UINTAH COUNTY**

KELLY HAYS, FACILITIES AND CONSTRUCTION MANAGER FOR UINTAH COUNTY, PRESENTED THE AWARD RECEIVED FROM THE CONTRACTOR'S ASSOCIATION OF UTAH. THE CONFERENCE CENTER RECEIVED THE BUILDING INDUSTRIAL DIVISION PROJECT OF THE YEAR FOR 2015. COMMC THANKED KELLY FOR HIS HARD WORK OVERSEEING THIS PROJECT AND MANY OTHERS.

**BOARD APPOINTMENTS: NONE**

**PUBLIC INPUT:**

ED ZURBUCHEN PRESENTED THE COMMISSIONERS WITH A COPY OF AN ARTICLE HE FOUND IN A PAPER IN REGARDS TO A SHOOTOUT WITH A GENTLEMAN AND A POLICE OFFICER IN UINTAH COUNTY. HE EXPRESSED HIS SUPPORT OF OUR POLICE OFFIERC DUE TO THE LINE OF FIRE THEY ARE UNDER. THE PUBLIC SHOULD BE AWARE OF SUCH THINGS GOING ON. HE ALSO NOTED THE SALT LAKE TRIBUNE AND DESERET NEWS WILL DISCONTINUE DELIVERY TO OUTLYING AREAS. THEY ARE AVAILABLE ON THE INTERNET. HE ENCOURAGED THE COMMISSIONERS TO ENSURE THE LIBRARY HAS HARD COPIES OF THESE PAPERS FOR THE PUBLIC. THERE WILL BE A LIBRARY BOARD MEETING THIS FRIDAY AT 10 AM AT THE LIBRARY. ED ZURBUCHEN ENDED WITH A QUOTE FROM THOMAS JEFFERSON, "WHEN GOVERNMENT FEARS PEOPLE THERE IS LIBERTY. WHEN PEOPLE FEAR THE GOVERNMENT THERE IS TYRANNY."

**ADJOURN:** MEETING ADJOURNED AT 11:51 A.M.

  
MARK RAYMOND, CHAIR



  
MICHAEL W. WILKINS, CLERK-AUDITOR